

Auto-Reply Facsimile Transmission



TO: Fax Sender at 941 485 5678

Fax Information
Date Received: 1/4/2005 1:24:15 PM [Eastern Standard Time]
Total Pages: 5 (including cover page)

ADVISORY: This is an automatically generated return receipt confirmation of the facsimile transmission received by the Office. Please check to make sure that the number of pages listed as received in Total Pages above matches what was intended to be sent. Applicants are advised to retain this receipt in the unlikely event that proof of this facsimile transmission is necessary. Applicants are also advised to use the certificate of facsimile transmission procedures set forth in 37 CFR 1.8(a) and (b), 37 CFR 1.6(f). Trademark Applicants, also see the Trademark Manual of Examining Procedure (TMEP) section 306 et seq.

Received
Cover
Page

=====>

JAN-04-2005(TUE) 13:19 ENCORE RV Resort Sarasota South (FAX)941 485 5678 P.001/005

INTELLECTUAL PROPERTY LAW OFFICES
WEINER & BURT, P.C.

300 N. 17th St.
P.O. Box 100
Hialeah, FL 33157-0100
Tel: (305) 573-0900 • (305) 724-7400
Fax: (305) 724-7111
E-mail: info@weinerburt.com

DAVID M. WEINER •
NANCY S. BURT •
REGISTERED TO PRACTICE BEFORE THE
U.S. PATENT AND TRADEMARK OFFICE

U.S. and Foreign Patents, Trademarks, Copyrights, Trade Dress, Licensing, and ADRs

January 4, 2005

By Fax to 703-572-9206 Page 1 of 5

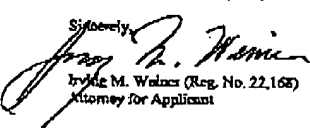
To: Commissioner for Patents

Re: U. S. Patent Application No. 10/031,161
Applicant: LYAPKO, Nikolai
Filed: 03/20/02
For: Application for Use in Reflexotherapy
Art Unit 1764
Examiner: Justine Yp
Attorney Ref. PAA-101-A

Sir:

Attached by fax for filing in this application are the following:

1. Notice of Appeal
2. Credit Card Payment Form for Notice of Appeal fee (\$250)
3. Petition for Extension of Time under 37 CFR 1.136(b) ~ 3 months
4. Credit Card Payment Form for Petition for Extension of Time fee (\$510)

Sincerely,

David M. Weiner (Reg. No. 22,168)
Attorney for Applicant

DMW/ms

Enclosures by fax

PAGE 05 * RCVD AT 1/4/2005 1:24:15 PM [Eastern Standard Time] * SVR:USPTO-EFXRF-17 * DNIS:8729306 * CSID:9897247100 * DURATION (mm-ss):08-40

INTELLECTUAL PROPERTY LAW OFFICES
WEINER & BURT, P.C.

BEST AVAILABLE COPY

635 N. US-23
P.O. BOX 186
HARRISVILLE, MICHIGAN 48740

Tel (800) 872-8368 or (989) 724-7400
Fax (989) 724-7100
E-mail: iw@wabpc.com

IRVING M. WEINER *
PAMELA S. BURT *

*Registered to practice before the
U. S. Patent and Trademark Office

U. S. and Foreign Patents, Trademarks, Copyrights, Computer Law, Trade Secrets, Licensing, and Litigation

January 4, 2005

By Fax to 703-872-9306

Page 1 of 5

To: Commissioner for Patents

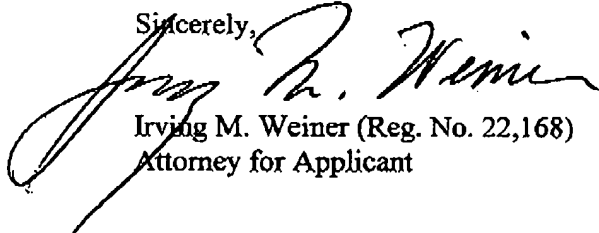
Re: U. S. Patent Application No. 10/031/161
Applicant: LYAPKO, Nikolai
Filed: 05/20/02
For: Applicator for Use in Reflexotherapy
Art Unit: 3764
Examiner: Justine Yu
Attorney Ref. PAA-101-A

Sir:

Attached by fax for filing in this application are the following:

1. Notice of Appeal
2. Credit Card Payment Form for Notice of Appeal fee (\$250)
3. Petition for Extension of Time under 37 CFR 1.136(b) – 3 months
4. Credit Card Payment Form for Petition for Extension of Time fee (\$510)

Sincerely,



Irving M. Weiner (Reg. No. 22,168)
Attorney for Applicant

IMW/ms

Enclosures by fax

RECEIVED
CENTRAL FAX CENTER

faxed to 703-872-9306

MAY 06 2005

Approved for use through 07/31/2005 OMB 0851-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES		Docket Number (Optional) PAA 101A	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" (37 CFR 1.8(a)) on 1-4-05		In re Application of LYAPKO, NIKOLAI	
Signature <i>Irving M. Weiner</i>		Application Number 10/031,161	Filed 05/20/02
Typed or printed name IRVING M. WEINER		For Applicator for Use in Reflexotherapy	Examiner JUSTINE YUI
Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.			
The fee for this Notice of Appeal is (37 CFR 41.20(b)(1))		\$ 500	
<input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is:		\$ 250	
<input type="checkbox"/> A check in the amount of the fee is enclosed.		05/09/2005 EKOLI1 00000001 10031161	
<input checked="" type="checkbox"/> Payment by credit card. Form PTO-2038 is attached.		01 FC:2401 250.00 OP	
<input type="checkbox"/> The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.			
<input type="checkbox"/> The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. . I have enclosed a duplicate copy of this sheet.			
<input checked="" type="checkbox"/> A petition for an extension of time under 37 CFR 1.138(a) (PTO/SB/22) is enclosed.			
WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.			
I am the			
<input type="checkbox"/> applicant/inventor.			
<input type="checkbox"/> assignee of record of the entire interest. See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/06)			
<input checked="" type="checkbox"/> attorney or agent of record.		Registration number 22168	
		Signature <i>Irving M. Weiner</i>	
		Typed or printed name IRVING M. WEINER	
		Telephone number 989-724-7400	
<input type="checkbox"/> attorney or agent acting under 37 CFR 1.34.		Registration number if acting under 37 CFR 1.34.	
		Date 1-4-05	
NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.			
<input checked="" type="checkbox"/> Total of 4 forms are submitted.			

This collection of information is required by 37 CFR 41.31. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11, 1.14 and 41.6. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.